

Annual Report 2017

CITIZEN POLICE COMPLAINT COMMISSION

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Manager of CPCC Summary



The Citizen Police Complaint Commission's 2017 Annual Report details the work of the CPCC, including complaints received, investigated and closed by the CPCC during the 2017 calendar year. As in previous years, the report includes a distinction between the overall CPCC workload, which includes cases from the current and previous years, and the number of new complaints filed by the public during the year. The report does not reflect the number of community complaints reported to the LBPd each year.

In recent years in Long Beach and across the nation, communities question and express concern about the actions of police officers. Some call for agencies to establish Civilian Oversight Boards (COB) for law enforcement agencies or to reexamine the existing COB's. While determined to balance accountability and fundamental fairness, the CPCC continues to look internally and externally to grow with the changing roles in law enforcement and with the community's expectation of engagement and transparency. 2017 saw necessary investments made into building the capacity of the CPCC to best meet its responsibilities to the community.

I thank Mayor Robert Garcia and the City Council for their continued support of the CPCC. I also thank the Commissioners and staff who demonstrate tireless dedication to all aspects of the CPCC; the City Manager; and, the Long Beach Police Department, notably the Internal Affairs Division. The collective professionalism, courtesy, cooperation, and assistance of all involved are appreciated.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Patrick Weithers'. The signature is stylized with a long, sweeping horizontal line at the end.

Patrick Weithers, Manager of CPCC

Executive Summary

This report reflects the work of the CPCC during the 2017 calendar year. Included is the number of complaints received, the findings and the disposition of complaints investigated. In this report, CPCC refers to the work of the overall body, including staff and Commissioners. Commission refers to the work of those appointed to fulfill the duties of the charter.

The CPCC is comprised of eleven Commissioners: one representing each council district and two at-large members. Per the City Charter, Commissioners must broadly represent the racial, ethnic, religious, labor, business, age, gender, sexual orientation, and disabled members of the general public.

Commissioners are recommended by City Council members and are appointed by the Mayor. Commissioners must reside in the city of Long Beach and in the district they are appointed to represent throughout their service. At-large Commissioners can live anywhere in the city. Commissioners can serve two, two-year terms.

Commissioners provide a valuable insight into the community's perception of, and experience with, members of the LBPD. To apply to the CPCC, visit www.longbeach.gov/mayor/action/commissions/ or contact your City Council office. Contact the Manager of the CPCC at (562) 570-6891 to learn about the specific duties and responsibilities of serving on the CPCC.

Commissioners are required to take and pass a Live Scan criminal background check before serving.

Commissioner Orientation

Before newly appointed Commissioners can review cases, they are required to complete an orientation process that consists of a thorough overview of applicable laws, CPCC policies and procedures, and LBPD policies, procedures and training bulletins. Specific orientation subjects include, but are not limited to:

- CPCC Charter, Bylaws, Policies and Procedures
- CPCC values to the community and the City of Long Beach
- CPCC and LBPD IA investigative processes
- Laws and policies about Use of Force, Laws of Arrest and Racial Profiling
- LBPD Training Bulletins
- Public Safety Officer's Procedural Bill of Rights
- Parliamentary Procedures at a Glance
- What to expect during Public Session
- What to expect during Closed/Executive Session
- Objectivity Standards.

CPCC Commissioners

'Because the 2017 Annual Report covers January-December, some Commission seats show two representatives, beginning with the commissioner who served first in that seat.'



DISTRICT 1
Beekman "Terry"
Beebe



DISTRICT 2
Raul Anorve



DISTRICT 3
David Clement



DISTRICT 3
Christian Cooper



DISTRICT 4
Richard Lindemann



DISTRICT 5
Alvaro Castillo



DISTRICT 6
Leonard Adams



DISTRICT 7
Jeff Price



DISTRICT 8
Josephine Castellanos



DISTRICT 8
Desmond Fletcher



DISTRICT 9
Rianne Howard



AT-LARGE
Suley Saro



AT-LARGE
Miles Nevin

Staff and Support Staff

OFFICE OF THE CITY MANAGER

PATRICK H. WEST
City Manager

KEVIN JACKSON
Deputy City Manager

THOMAS MODICA
Assistant City Manager

ANITRA DEMPSEY
Executive Director
562.570.6892
Anitra.Dempsey@longbeach.gov

INVESTIGATORS

CELENIA PEREZ
Special Investigator
562.570.6405
Celenia.Perez@longbeach.gov

PATRICK WEITHERS
Special Investigator
562.570.7610
Patrick.Weithers@longbeach.gov

OFFICE OF THE CITY CLERK

JONATHAN NAGAYAMA
City Clerk Specialist

OFFICE OF THE CITY ATTORNEY

MONICA KILAITA
Deputy City Attorney

About the Citizen Complaint Commission

The CPCC was created by a vote of the people in 1990 to review the service provided by members of the LBPd and independently conduct investigations into allegations of police misconduct with an emphasis on excessive force, false arrest and complaints with racial or sexual overtones.

The mission of the CPCC is to promote an atmosphere of mutual trust and respect between the community and the LBPd, and to ensure that professional police services continue in Long Beach.

The CPCC is a Charter Commission, and has the power to issue subpoenas related to a complaint. The CPCC is neither an advocate for the Complainant nor for police personnel. CPCC findings can result in the accused personnel being disciplined, trained or exonerated. The CPCC refers policy recommendations to the City Manager, who can forward the findings to the LBPd for implementation.

While the Commission does not set policy, its findings have resulted in policies being changed or clarified to best serve the community.

CPCC Meetings

CPCC meetings begin at 5:30 pm on the second Thursday of every month at City Hall, 411 West Ocean Blvd., Long Beach, CA, in the City Council Chambers. Complainants are notified when their cases will be reviewed by the Commission. Community members are welcome to attend the Open Session and can address the Commission during this time. Special meetings that include subject matter presentations or changes in meeting times are posted in compliance with the Brown Act to provide notification to the community.

Our Guiding Values

ACCOUNTABILITY

INTEGRITY

RESPECT FOR ALL PEOPLE

RESPECT FOR THE LAW AND THOSE WHO SERVE

TRANSPARENCY

Highest Standard of Objectivity

Commissioners are charged with and receive training to remain objective in all cases they review. Commissioners must remain open-minded and understand their role to ensure the fairest outcome in every case.

The CPCC views objectivity as decisions based on facts and without bias, not decisions solely influenced by personal feelings, interpretations, or prejudice. Commissioners consider alternative viewpoints and all available evidence when deliberating cases, and are prohibited from allowing anything that happens outside the scope of the CPCC's investigation to affect their decision-making, including media reports and information on the internet.

Commissioners are held to the highest standard of confidentiality and cannot discuss cases outside the scope of their duties. They are prohibited from conducting their own research and forming opinions about a case until they have sufficiently reviewed all evidence.

How the CPCC works

Filing a Complaint

You can file a complaint if you believe that a member of the LBPD has done something wrong. Call (562) 570-6891, mail a complaint form, send an email, or file a complaint in person at the CPCC office, 411 West Ocean Boulevard, 1st Floor, Long Beach, CA, 90802. Business hours are Monday through Friday, 8:30 a.m. to 4:30 p.m. Appointments are recommended, but not required. Complaints can be made

anonymously. Complaint forms are available in person and on-line (www.longbeach.gov/cpcc) in English, Khmer, Spanish, and Tagalog.

It is recommended that the complaint be filed soon after the incident occurs. In general, complaints can be filed directly with the CPCC within one year of the date of the incident or with the LBPD at any time. The CPCC should review all citizen complaints initiated with the LBPD.

To expedite the processing and investigation of complaints, provide as much information as possible regarding the allegations, including witness names, photos, recordings, and other physical evidence that is available.

Third party complaints will be investigated if sufficient information is available. All complaints remain on file for the statutory time period and can be considered when evaluating overall police-community relations.

The Investigative Process

Complaints/cases are assigned to an Investigator who reviews reports, interviews witnesses, and conducts field investigations to collect information relevant to the case. The complaint and the investigative data are submitted to Commissioners for review prior to the monthly meeting.

CPCC Workload

Several factors contribute to the number of complaints filed each year, including public awareness of the CPCC and its function, police conduct toward

the public, media focus, and community concerns.

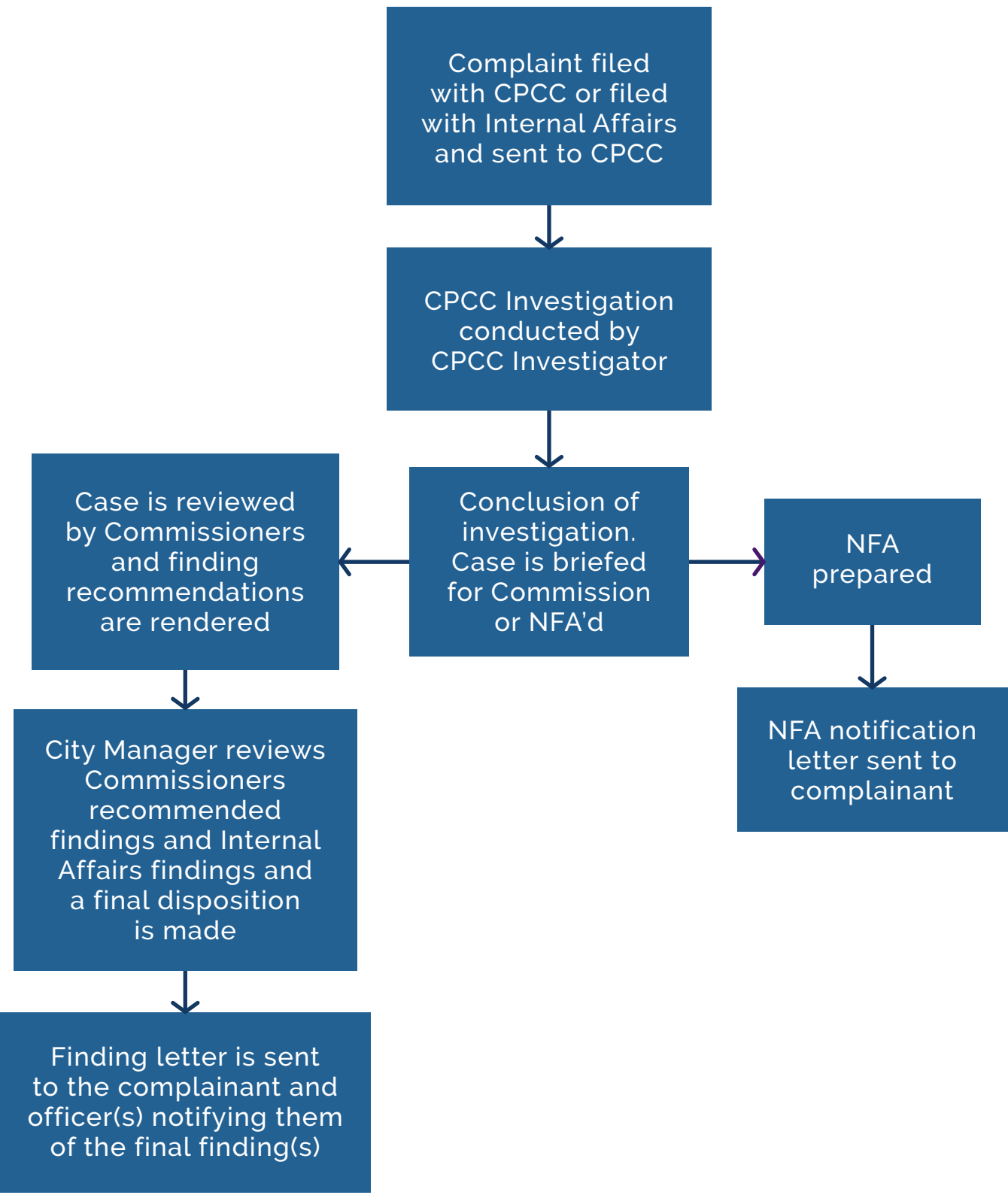
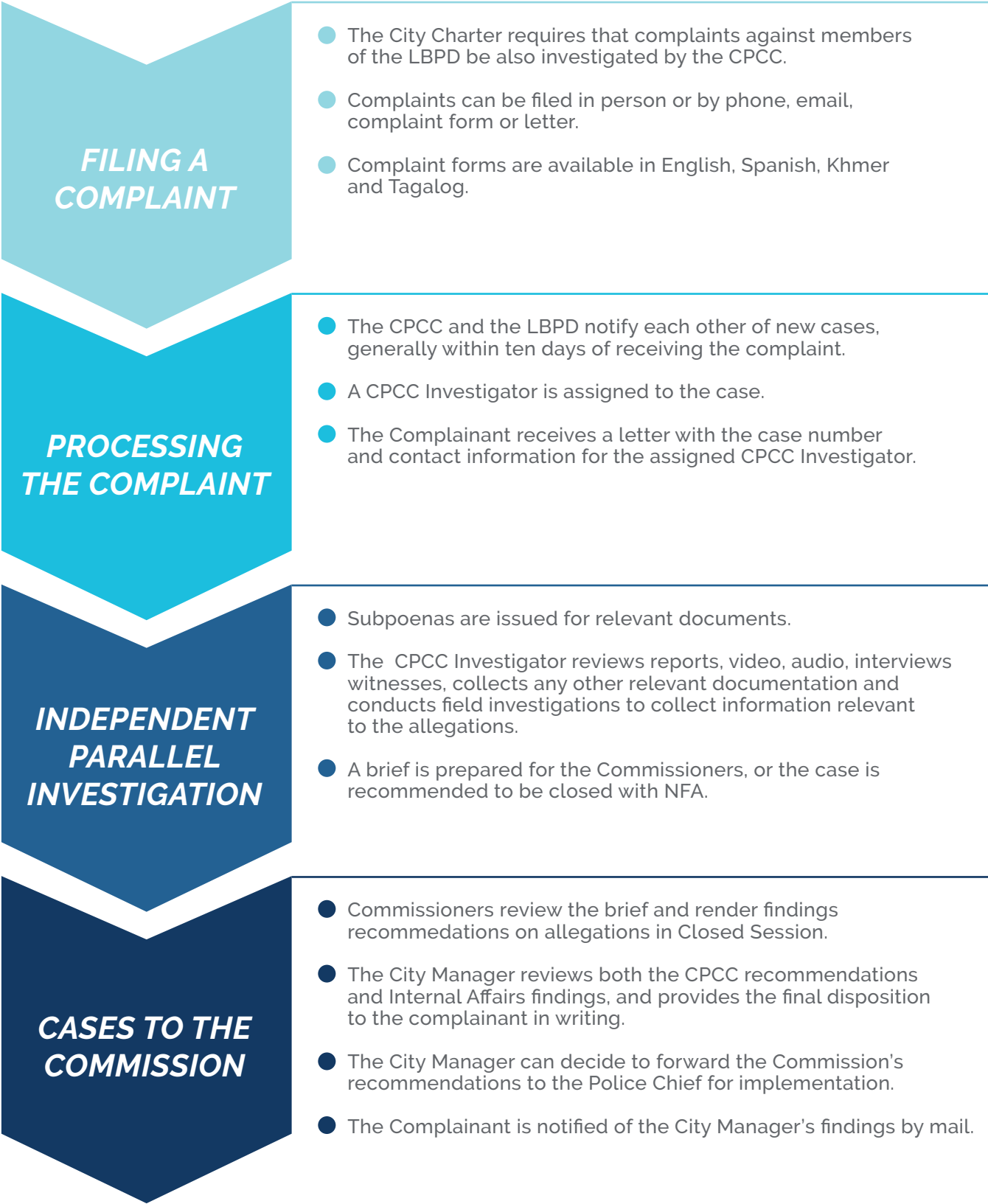
A complaint/case can contain one or several allegations with one or several accused officers. If there is more than one officer accused in an allegation, the total number of allegations includes finding recommendations for all accused officers. For example, if three officers are accused of excessive use of force in one incident, the CPCC renders finding recommendations on each officer.

CPCC Executive Session, Second Open Session and Report on Commission's Vote

During the monthly CPCC meeting, the Commission takes a recess from Open Session and re-convenes in Executive/Closed Session to discuss the cases and to recommend findings on each allegation. The Commission then reconvenes in Open Session to report their vote on each allegation without violating confidentiality requirements. Because each complaint is a personnel matter, the public is not allowed to attend the Executive/Closed Session.

The Commission's finding recommendations are submitted to the City Manager, who reviews both the Commission and LBPD findings. The City Manager provides the final disposition to the Complainant in writing.





Annual Training

Commissioners received the following presentations and/or trainings:

HEARINGS AND SUBPOENAS

RESOURCES PERTAINING TO MENTAL HEALTH, HOMELESSNESS & OFFICE OF EQUITY

CONFLICTS OF INTERESTS, RECUSALS AND QUORUMS

CPCC Retreat

With the CPCC charter and all applicable laws as the foundation, Commissioners and staff had its first retreat to learn more about how the CPCC staff works, to learn more about each other, and to engage the community in 2017. The Authority and Opportunities Retreat included an overview of the charter, implicit bias training, team-building exercises and discussion about the authority and opportunities for the commission. The Commission recommended annual retreats for continued opportunities to learn and grow.

Staff Training

The CPCC is a member of the Association of Workplace Investigators and the National Association for the Civilian Oversight of Law Enforcement (NACOLE). Throughout the year, staff receives certified training to meet the standards of basic investigations. To ensure compliance with the City Charter, foundational training topics include, but are not limited to Laws of Arrest, Public Safety Officer's Procedural Bill of Rights, Racial Profiling and Use of Force/Force Options.

During this reporting period, staff received training in the following areas:

CITY OF LONG BEACH OFFICE OF EQUITY: MBK LONG BEACH IMPLICIT BIAS TRAINING

EPISERVER CONTENT MANAGEMENT SYSTEM (CMS) TRAINING

PUBLIC AGENCY TRAINING COUNCIL: INTERNAL AFFAIRS CONFERENCE AND CERTIFICATION

I-SIGHT, AN ONLINE RESOURCE FOR INVESTIGATORS

Establishing an Ethics Code for Investigators

Investigation Interview Planning: What to Do Before the interview

Strategic Use of Evidence in Investigation Interviews

Changed Meeting Time to 5:30 pm

The number of cases presented to the Commission each month increased, resulting in a longer Closed Session. Deliberations generally doubled from two hours to four hours per meeting. the Commission began reconvening in a second Open Session to report its vote. While this allows the public another opportunity to engage the Commission each month, it also extends the time commitment and cost of support resources from the City Clerk's Office, City Hall Security and the Department of Technology and Innovation. To reduce the financial and physical strain of late nights, the Commission amended its by-laws to begin public session one hour earlier, at 5:30 pm instead of 6:30 pm.

Case and Allegations Summary

- 184 CASES OPENED
- 499 INSTANCES OF MISCONDUCT WERE ALLEGED
- 224 OFFICERS HAD AT LEAST ONE ALLEGATION OF MISCONDUCT
- 21% HAD MORE THAN ONE ALLEGATION OF MISCONDUCT
- 268 CASES INVESTIGATED AND CLOSED
- 99 CASES CONTAINING 381 ALLEGATIONS WERE PRESENTED TO THE COMMISSION
- 169 CASES CONTAINING 369 ALLEGATIONS WERE NFA'S

Race / Ethnicity and Gender

Identifying one's race/ethnicity and gender are optional when filing a complaint. Because some cases have more than one complainant, the total number of people listed may differ from the total number of cases.

	ASIAN	BLACK	HISPANIC	NATIVE AMERICAN	OTHER	PACIFIC ISLANDER	UNKNOWN	WHITE
FEMALE	0	31	19	0	1	4	8	22
MALE	1	43	26	0	5	0	8	18
UNKNOWN	0	0	0	0	0	0	3	0

Allegation Breakdown for Cases Opened

- 1. Unbecoming Conduct – 177
 - 2. Use of Force – 104
 - 3. Bias Based Policing – 32
 - 4. Failure to Take Action – 30
 - 5. Failure to Investigate – 30
 - 6. Dishonesty – 21
 - 7. Harassment – 19
 - 8. Improper Arrest – 16
 - 9. Failure To Take Report – 14
 - 10. Gender Bias – 7
 - 11. Improper Search – 7
 - 12. Profanity – 6
- 13. Misuse of Authority – 6
 - 14. Improper Remark – 6
 - 15. Sexual Misconduct – 5
 - 16. Failure To Care For Property – 4
 - 17. Personal Search – 4
 - 18. Improper Detention – 3
 - 19. Intimidation – 3
 - 20. Misappropriation of Property – 2
 - 21. Improper Entry – 2
 - 22. Vehicle Search – 1

Caseloads and Case Closures

The CPCC opened 184 new cases and closed 268 cases, most of which were opened in previous years.

The Commission met 12 times, and reviewed 99 cases containing 381 allegations. The Commission recommended sustained for 26 allegations and recommended "Other" for 20 allegations.

A total of 169 cases were closed with a disposition of No Further Action (NFA) containing 369 allegations due to insufficient evidence, lack of witness cooperation, or staff's recommendation.

Allegation Totals Presented to Commission By Type

- | | |
|--------------------------------------|--------------------------------------|
| 1. Unbecoming Conduct – 99 | 12. Misuse of Authority – 8 |
| 2. Use of Force – 67 | 13. Improper Search – 6 |
| 3. Failure To Take Action – 35 | 14. Profanity – 6 |
| 4. Failure To Investigate – 29 | 15. Improper Detention – 4 |
| 5. Failure To Care For Property – 23 | 16. Racial Profiling – 4 |
| 6. Dishonesty – 20 | 17. Improper Entry – 2 |
| 7. Harassment – 16 | 18. Vehicle Search – 2 |
| 8. Bias Based Policing – 16 | 19. Improper Remark – 1 |
| 9. Failure To Take Report – 15 | 20. Personal Search – 1 |
| 10. Intimidation – 14 | 21. Misappropriation of Property – 1 |
| 11. Improper Arrest – 11 | 22. Gender Bias – 1 |

NFA Allegation Totals By Type

- | | |
|--------------------------------------|----------------------------------|
| 1. Unbecoming Conduct – 126 | 10. Failure to Take Report – 12 |
| 2. Use of Force – 69 | 11. Misuse of Authority - 10 |
| 3. Bias Based Policing – 21 | 12. Improper Entry – 10 |
| 4. Failure to Take Action – 21 | 13. Improper Arrest – 9 |
| 5. Failure to Care for Property – 17 | 14. Improper Search – 6 |
| 6. Harassment – 15 | 15. Profanity – 6 |
| 7. Dishonesty – 14 | 16. Intimidation – 4 |
| 8. Failure to Investigate – 13 | 17. Failure to Book Evidence – 2 |
| 9. Misappropriation of Property – 13 | 18. Improper Detention – 1 |

Commission Finding Recommendations

- | | |
|--------------------|--------------------------|
| 1. Sustained – 26 | 4. Unfounded – 49 |
| 2. Other – 20 | 5. Receive and File – 68 |
| 3. Exonerated – 60 | 6. Not Sustained – 158 |

Sustained Commission Allegations

- | | |
|---------------------------|---------------------------------|
| 1. Unbecoming Conduct | 5. Failure To Take Report |
| 2. Use of Force | 6. Vehicle Search |
| 3. Failure to Investigate | 7. Failure to Care for Property |
| 4. Failure to Take Action | |

"Other" Commission Allegations

- | | |
|---------------------------|---------------------------|
| 1. Unbecoming Conduct | 4. Personal Search |
| 2. Use of Force | 5. Improper Detention |
| 3. Failure To Investigate | 6. Failure To Take Action |

City Manager Findings

- | | |
|--------------------|--------------------------|
| 1. Sustained – 11 | 4. Unfounded – 63 |
| 2. Other – 17 | 5. Receive and File – 72 |
| 3. Exonerated – 56 | 6. Not Sustained – 162 |

Sustained City Manager Allegations

- | |
|---------------------------------|
| 1. Unbecoming Conduct |
| 2. Failure to Care for Property |
| 3. Failure to Take Report |

"Other" City Manager Allegations

- | | |
|---------------------------|---------------------------|
| 1. Unbecoming Conduct | 4. Improper Detention |
| 2. Use of Force | 5. Failure To Investigate |
| 3. Failure to Take Action | |

The CPCC refers LBPDP policy recommendations to the City Manager. During this reporting period, the Commission requested that the City Manager forward the following policy recommendations to the LBPDP:

1. The Commission recommended that the LBPDP consider policy to notify victims when a suspect is released from custody.
2. The Commission recommended that the LBPDP consider updating policy regarding property going in and out.
3. The Commission requested that the LBPDP provide documents regarding transgender arrestees, procedural justice regarding transgender arrestees, and requested additional information regarding the training/policy of identifying gender on the face page of police reports.
4. The Commission recommended that the LBPDP update policy and practice regarding officers and supervisors transporting people who are not arrested.
5. The Commission recommended that the LBPDP conduct a department-wide training regarding handling restraining orders.
6. The Commission requested that the City Manager direct the Chief of Police to consider college interns/volunteers to assist detectives with the phone calls.
7. The Commission requested that the City Manager direct the Chief of Police to implement a system to show that arrestees are aware that their property must be claimed within 90 days. Additionally, they suggested to have the arrestee initial and date the Inmate Property Receipt when booked.
8. The Commission requested that there be on-going training for all officers regarding cell phone use and driving safely.
9. The Commission recommended that the LBPDP review/update policy, if necessary, regarding safety measures (driving).
10. The Commission recommended that the LBPDP clarify its practices regarding citing vehicles within same block.
11. The Commission requested clarification regarding the general duties of an Explorer when on a ride along. In addition, the Commission wanted to know what the rules were regarding Explorers searching people or property.
12. The Commission requested that VIPS not receive special treatment.

The LBPDP made the following responses as a result of some of the policy recommendations made by the Commission in 2017:

The Commission recommended that the LBPDP update policy and practice regarding officers and supervisors transporting people who are not arrested.

LBPDP RESPONSE:
Although it is common practice for officers to broadcast on the radio when they are transporting a citizen, existing policy does not require police officers to document a citizen transport by notifying a supervisor or the Communication Center, nor does it require the officer to be on a call or investigation, or make a note in their unit history.

To help protect the department and our officers and still provide the best possible service to our citizens and guests, it is recommended language be added to the existing policy requiring officers to, at minimum, add a note in their unit history of the transport to include: whether the subject is an adult or juvenile; their gender; and the location where the subject is being transported from and to. Additionally, since a waiver of liability has not been obtained, a prohibition against making enforcement stops or engaging in pursuits should also be included (similar to that of the policy for transporting prisoners).

The Commission recommended that the LBPDP conduct a department-wide training regarding handling restraining orders.

LBPDP RESPONSE:
A recent management review by the Training Division determined that In-service training on restraining orders was last distributed in 2015. The Training Division has reviewed and updated the In-service training bulletin and scheduled it for delivery to all sworn employees, by policy

tracker, during the month of August. Attached is a copy of the In-service bulletin.

The Commission requested that the City Manager direct the Chief of Police to consider college interns/volunteers to assist detectives with the phone calls.

LBPDP RESPONSE:
Adult and Juvenile Investigation Details currently use non-sworn personnel to assist with tasks that detectives need assistance with completing. These details will look to expand the duties of the non-sworn personnel to assist with returning phone calls and emails.

The Commission requested that the City Manager direct the Chief of Police to implement a system to show that arrestees are aware that their property must be claimed within 90 days. Additionally, they suggested to have the arrestee initial and date the Inmate Property Receipt when booked.

LBPDP RESPONSE:
Due to a complaint and subsequent civil lawsuit regarding inmate property that was destroyed, it has become necessary to modify our practice as it pertains to inmates acknowledging their property dispositions.

The Commission recommended that the LBPDP clarify its practices regarding citing vehicles within same block.

LBPDP RESPONSE:
The department does not have a policy or practice related to citing of vehicles within the same hundred block.

The Commission requested that there be on-going training for all officers regarding cell phone use and driving safely. The Commission recommended that the LBPDP review/update policy, if necessary, regarding safety measures (driving).

LBPD Changes as a result of CPCC Recommendations

The Commission requested that the City Manager direct the Chief of Police to consider college interns/volunteers to assist detectives with the phone calls.

LBPD RESPONSE:
Adult and Juvenile Investigation Details currently use non-sworn personnel to assist with tasks that detectives need assistance with completing. These details will look to expand the duties of the non-sworn personnel to assist with returning phone calls and emails.

The Commission requested that the City Manager direct the Chief of Police to implement a system to show that arrestees are aware that their property must be claimed within 90 days. Additionally, they suggested to have the arrestee initial and date the Inmate Property Receipt when booked.

LBPD RESPONSE:
Due to a complaint and subsequent civil lawsuit regarding inmate property that was destroyed, it has become necessary to modify our practice as it pertains to inmates acknowledging their property dispositions.

The Commission recommended that the LBPD clarify its practices regarding citing vehicles within same block.

LBPD RESPONSE:
The department does not have a policy or practice related to citing of vehicles within the same hundred block.

The Commission requested that there be on-going training for all officers regarding cell phone use and driving safely. The Commission recommended that the LBPD review/update policy, if necessary, regarding safety measures (driving).

LBPD RESPONSE:
Officers receive driver awareness update training every two years as part of the Peace Officers Standards and Training program. The training consists of safe driving habits and practical defensive driving exercises. The most recent training took place during the first trimester of 2018. Additional training is provided to officers via in-service training bulletins which summarize legal updates on vehicle code section changes.

California Vehicle Code 23123.S(a) states, "a person shall not drive a motor vehicle while holding and operating a handheld wireless telephone or an electronic wireless communications device unless the wireless telephone or electronic wireless communications device is specifically designed and configured to allow voice-operated and hands-free operation, and it is used in that manner while driving." While an exemption exists for police related business, caution must be exercised as many collisions can be attributed to distracted driving. Additionally, California Vehicle Code 27602(a) prohibits the display of a video signal that produces entertainment, in a motor vehicle, if the display is visible to the driver, and there is no exemption for police related business.

The Training Division recently distributed an in-service training bulletin, TB #2018- 9, highlighting the risks associated with driving while using electronic devices, whether for police business or as navigation aids. The bulletin also reminded officers that loafing, failure to be attentive to police business, is prohibited activity per LBPD Manual Section 3.5. During future driver update training, officers will be reminded that while electronic devices may be used for police business, it is safer to stop driving before using them.

LBPD Changes as a result of CPCC Recommendations

The Commission requested that VIPS not receive special treatment.

LBPD RESPONSE:
The Police Department has always and continues to direct its employees that VIP's will be held accountable for their actions and face the same consequences as any other citizen.

The Commission requested clarification regarding the general duties of an Explorer when on a ride along. In addition, the Commission wanted to know what the rules were regarding Explorers searching people or property.

LBPD RESPONSE:
Explorer Post #295 is sponsored by the Long Beach Police Officers Association and is a charter member of "Learning for Life" through the Boy Scouts of America. There is a manual of policies and procedures that is given to each Explorer that outlines the policies, procedures, and rules/regulations of the Post.

In June 2017, it was determined that Explorer Manual Section 070.40, which addressed the ride-along program needed to be updated. This was done primarily because patrol Sergeants had come across several instances in which questions arose regarding Explorers and what they could, or could not do while on a ride along. In July of 2018, manual section 070.40 was revised to address concerns raised by patrol supervisors. Additionally, Explorer specific "Ride Along Guidelines" were created and added to the back of the Ride Along waiver that outline the rules for both the Explorer going on the ride along, as well as the Officer assigned to take them. These revisions, which are outlined in this memorandum, were reviewed and approved by the Patrol Bureau and have been distributed department wide. The updated Ride Along Program information is listed below:

RIDE ALONG PROGRAM
The Explorer ride along program is an integral part of the training and experience of a police Explorer. The following guidelines will assist the Explorer, the Post, and the Long Beach Police Department to identify the functions of an Explorer while on a ride along. The Post Coordinator shall have the final authority on all matters pertaining to Explorers and the ride along program.

The Explorer must obtain permission from the Post Coordinator at the weekly meeting prior to the anticipated ride along date.

The Explorer and the parents/guardians of the Explorer (if under 18) must sign proper waiver form(s). The Explorer and the parents/guardians of the Explorer (if under 18) will complete the LBPD waiver form (assuming risk of injury/damage)

The Explorer will submit the completed waiver form to the on-duty patrol supervisor PRIOR to the shift

All events, meetings, training, or other special circumstances have priority over a ride along.

No Explorer shall participate in a ride along if they do not attend the prior week's Explorer meeting or other required events (8 hours of community service and weekly meetings). If the ride along was denied by the Post Coordinator and the Explorer goes on a ride along anyway, they are subject to termination.

Each Explorer must complete and pass a ride along test with an 80% or higher to participate in the program.

LBDP Changes as a result of CPCC Recommendations

The Explorer will ride in a clean and complete uniform and have their Explorer identification card with them.

No Explorer shall search any person(s) that are being detained by the LBDP.

No Explorer shall participate in a ride along more than 1 shift per day, with a maximum of 2 shifts per month,

No Explorer shall be on a ride along past 2330 hrs (1130 PM) unless they are over the age of 18.

Explorers shall not engage in foot pursuits of suspects while on a ride along.

Explorers shall not engage in, or become involved in a use of force UNLESS the assigned sworn police officer either requests or is in obvious need of assistance. The Explorer shall also use the police radio to ask for assistance

Explorers shall not be unsupervised while filling out field interview cards (FI cards), interviewing subjects or filling out forms (tow sheets, booking forms, etc.)

Explorers are riding in the capacity of an observer ONLY and are under complete supervision of the Officer they are riding with. Any violation of these rules may result in the termination of the ride along by the sworn officer.

Seatbelts shall be worn at all times during the ride along.

Cell phones are permitted, but NO RECORDING OF ANY KIND IS ALLOWED.

Explorers shall not post any information related to the ride along to any social media sites without authorization.

APPENDIX A

Citizen Police Complaint Commission Vernacular

ALLEGATION: A claim or assertion that an LBDP employee has done something illegal or wrong.

BRIEF: The compilation of information to a complaint, including statements, photos, reports and other evidence.

CASE: A complaint requiring investigation or action.

CLOSED OR EXECUTIVE SESSION: As part of a regular or special meeting, the restricted and/or confidential deliberation on allegations of misconduct concerning LBDP employees.

COMPLAINT: An allegation against an LBDP employee.

COMPLAINANT: Person who files a complaint.

COMMISSION: The Long Beach community members appointed to serve on the CPCC.

CPCC: Commissioners and staff.

DISPOSITION: The final finding for a case.

FINDINGS: The determination of each allegation.

OPEN OR PUBLIC SESSION: Part of a regular or special meeting where the Commission conducts business that is not restricted from being openly discussed.

Definitions for Findings and Dispositions

SUSTAINED: The investigation indicates the alleged act more likely than not occurred and constitutes misconduct

- This finding recommends discipline for the accused
- Discipline can be a letter of reprimand, suspension, demotion or termination

OTHER: The alleged act, although more likely than not occurred, was not misconduct and could be most appropriately handled by training or other means.

EXONERATED: The investigation indicates the alleged act did occur, but the action(s) taken were lawful, proper and justified.

UNFOUNDED: The investigation indicates the alleged act did not occur. Examples: There is no information or evidence that supports the allegation; there is evidence that the alleged act did not occur; or, the individual named in the complaint was not involved.

RECEIVE AND FILE: The information received is submitted past the statute of limitations for disciplinary actions; or, the information received does not, on its face, establish misconduct. A case may be reopened if further information or evidence is submitted within the statute of limitations period.

NOT SUSTAINED: The investigation fails to disclose sufficient evidence to prove the alleged act.

REINVESTIGATE: When new information comes to the attention of the Commission or when the Commission requests clarification or additional information that could reasonably be obtained.

NO FURTHER ACTION (NFA): The disposition for cases closed, as recommended by the Manager of the CPCC, according to the criteria provided by the Commission. NFA complaints can be re-evaluated or appealed to the full Commission if new information related to the original concern is found within one year of the complaint. Like all complaints, NFA cases remain on file for the statutory period and may be considered when evaluating overall community/police relations.

Commissioners and Attendance Records

Because the 2018 Annual Report covers January through December, some Commission seats show two representatives, beginning with the Commissioner who served first in that seat.

The attendance status reflects roll call and each vote. If a Commissioner arrives late or leaves early, he/she might be absent for one roll call or vote, but not for the other roll call or for the entire meeting.

Attendance Record – January 2017 – June 2017
Meetings: 2nd Thursday of every month, beginning at 5:30 P.M.
Council Chambers, 333 W. Ocean Blvd. Long Beach, CA 90802

CHAIR: Jeffrey Price

COMMISSIONER (DISTRICT)	JAN	FEB	MAR	APR	MAY	JUN
BEEKMAN, "TERRY" BEEBE Appt. 7/10/14 (1)	P	P	P	P	P	P
ANORVE, RAUL Appt. 7/9/15 (2)	EX	P	EX	P	P	EX
CLEMENT, DAVID Appt. 7/10/14 (3)	P	P	P	P	P	EX
LINDEMANN, RICHARD Appt. 7/10/14 (4)	P	P	P	P	P	P
CASTILLO, ALVARO Appt. 7/9/15 (5)	P	EX	P	EX	P	P
M. FLORES, JOSE Appt. 7/9/15 (6)	P	P	P	P	P	P
PRICE, JEFFREY Appt. 7/12/12 (7)	P	P	EX	P	EX	P
CASTELLANOS, JOSEPHINE Appt. 7/11/13 (8)	P	P	P	EX	P	P
HOWARD-JOHNSON, CRYSTAL Appt. 7/9/15 (9)	EX	EX				
SARO, SUELY (AT LARGE) Appt. 7/9/15	EX	P	P	EX	P	P
NEVIN, MILES (AT LARGE) Appt. 7/9/15	P	P	EX	EX	P	P

P	PRESENT	A	ABSENT	EX	EXCUSED ABSENT		NON COMMISSION
R	RESIGNED	DARK	NO MEETING	X	EARLY DEPARTURE		VACANT
*	PENDING	+	TERM EXTENDED	DARK/NQ	NO MEETING/ NO QUORUM		TERMED OUT

APPENDIX C

Commissioners and Attendance Records

Because the 2018 Annual Report covers January through December, some Commission seats show two representatives, beginning with the Commissioner who served first in that seat.

The attendance status reflects roll call and each vote. If a Commissioner arrives late or leaves early, he/she might be absent for one roll call or vote, but not for the other roll call or for the entire meeting.

Attendance Record – July 2017 – December 2017

Meetings: 2nd Thursday of every month, beginning at 5:30 P.M.
Council Chambers, 333 W. Ocean Blvd. Long Beach, CA 90802


CHAIR: Miles Nevin

COMMISSIONER (DISTRICT)	JUL	AUG	SEPT	OCT	NOV	DEC
BEEKMAN, "TERRY" BEEBE Appt. 7/10/14 (1)	P	P	EX	P	P	EX
ANORVE, RAUL Appt. 7/9/15 (2)	EX	P	EX	P	P	P
CLEMENT, DAVID Appt. 7/10/14 (3)	P	P	P	P	EX	P
LINDEMANN, RICHARD Appt. 7/10/14 (4)	P	P	P	P	P	P
CASTILLO, ALVARO Appt. 7/9/15 (5)	P	EX	P	P	P	P
M. FLORES, JOSE Appt. 7/9/15 (6)	P	P	P	P		
PRICE, JEFFREY Appt. 7/12/12 (7)	P	P	P	EX	P	EX
CASTELLANOS, JOSEPHINE Appt. 7/11/13 (8)	EX	P	P	P	P	P
VACANT (9)						
SARO, SUELY (AT LARGE) Appt. 7/9/15	EX	P	P	P	EX	P
NEVIN, MILES (AT LARGE) Appt. 7/9/15	P	P	P	P	EX	P

P	PRESENT	A	ABSENT	EX	EXCUSED ABSENT		NON COMMISSION
R	RESIGNED	DARK	NO MEETING	X	EARLY DEPARTURE		VACANT
*	PENDING	+	TERM EXTENDED	DARK/NQ	NO MEETING/ NO QUORUM		TERMED OUT

APPENDIX D

CPCC Complaint Forms

COMPLAINT CONTROL FORM Citizen Police Complaint Commission Long Beach, CA				
				
PLEASE PRINT OR TYPE - FILL IN AS COMPLETELY AS POSSIBLE				
NAME		RESIDENCE ADDRESS (INCLUDE CITY, STATE AND ZIP CODE)		
HOME/CELL TELEPHONE		WORK TELEPHONE		
LOCATION OF OCCURRENCE		DATE/TIME OF OCCURRENCE		DATE/TIME REPORTED
DATE OF BIRTH (Optional)		SEX	ETHNICITY/NATIONAL ORIGIN (Optional)	
WERE YOU ARRESTED?	DATE/TIME	INJURIES TO ANYONE?	VISIBLE INJURIES?	PHOTOS TAKEN?
YES <input type="checkbox"/> NO <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>
OFFICER(S) INVOLVED: NO. 1		BADGE/ID # DESCRIPTION OF OFFICER		
NO. 2				
NO. 3				
WITNESS(ES) (Please give full name(s), work and home addresses, home/cell/work telephone numbers, relationship: friend, relative, other party.) NO. 1 NO. 2 NO. 3				
DESCRIPTION OF INCIDENT: Write a brief paragraph describing the circumstances of the incident. Also provide a copy of any documentation/photos/recordings that you may have to support your complaint.				
SIGNATURE				DATE SIGNED

FORMA PARA EL CONTROL DE LAS QUEJAS

Comisión de Ciudadanos para las Quejas Contra la Policía
Long Beach, CA

FAVOR DE ESCRIBIR EN LETRA DE MOLDE O A MÁQUINA LLENANDO LA INFORMACIÓN POSIBLE

NOMBRE COMPLETO		DIRECCIÓN DE RESIDENCIA (INCLUYA LA CIUDAD, EDO. Y CÓDIGO POSTAL)			
TELÉFONO DE SU CASA/CELULAR		TELÉFONO DEL TRABAJO			
LUGAR DONDE OCURRIÓ		FECHA Y HORA EN QUE OCURRIÓ		FECHA/HORA QUE LO REPORTÓ	
FECHA DE NACIMIENTO (Opcional)		SEXO	ORIGEN NACIONAL/ÉTNICO (Opcional)		
¿FUE UD. ARRESTADO?	FECHA/HORA	¿ALGUIÉN SALIÓ LESIONADO?	¿LESIONES VISIBLES?	¿TOMARON FOTOS?	
SÍ <input type="checkbox"/> NO <input type="checkbox"/>		SÍ <input type="checkbox"/> NO <input type="checkbox"/>	SÍ <input type="checkbox"/> NO <input type="checkbox"/>	SÍ <input type="checkbox"/> NO <input type="checkbox"/>	
AGENTES(S) IMPLICADOS NO. 1		NO. DE PLACA DE POLICÍA	DESCRIPCIÓN DE AGENTE DE POLICÍA		
NO. 2					
NO. 3					
TESTIGO(S) (Favor dar nombre(s) completo(s), direcciones del trabajo y de casa, nos. de teléfono de casa/celular, relación: Amigo, pariente, otra parte.)					
NO. 1					
NO. 2					
NO. 3					
DESCRIPCIÓN DEL INCIDENTE: Escriba un breve párrafo que describa las circunstancias del incidente. Facilite también una copia de cualquier documento/fotos/grabaciones que usted pudiera tener en apoyo de su queja.					
FIRMA					FECHA EN QUE SE FIRMA

Big. ng CPCC/Investigador		FORM NG KONTROL NG REKLAMO KOMISYON NG REKLAMO SA PULIS NG MAMAMAYAN Long Beach, California			Big. ng LBDP ng Paritdo na Gawian	
Pangalan ng File ng Kaso		Address ng Tirahan (same ang Lungkot, Estado, Zip)				
Telepono sa Tirahan)	Telepono sa Negosyo	Uri ng Reklamo				
Lokasyon ng Kaganapan		Petas/Oros ng Kaganapan	Petas/Oros ng Pag-ulat	Inulat ni CPCC [] Sulat [] LBDP [] Telepono [] Iba pa [] Personal na Pakikipag-ugnayan []		
Pangalan ng Cross Reference		Petas ng Kaganapanen (opt)	Kasala n	Lahi/Bansang Pinagmulan (opt)	Co [] Hindi []	
Nearest? Co [] Hindi []		Oros/Petas	Mga pinsala sa anumang Mga Paritdo?	Mga Nakikatang Pinsala?	Mga Nakuhang Larawan	
Kung Napinsala, larawan ang mga pinsala						
(Mga) Empleyadong Sangkot Big. 1 Big. 2			Tapsa/# ng ID		Paglalarawan	
Mga Saksi (Mga Buong Pangalan, Address, Numero ng Telepono (lirahan/frabaho) Big. 1 Big. 2						
Tinanggap ang Reklamo Ni		Petas ng Komisyon		Mga Nisap-alaman ng Komisyon		

[illegible]

Commissioner Elect Orientation Checklist

- ☐ Agreement to Standards of Conduct
- ☐ Courier Service Form
- ☐ Ride Along with LBPD
- ☐ Media Policy
- ☐ Policy Regarding Witnessing Possible Police Misconduct

- ☐ CPCC Charter
- ☐ By-Laws
- ☐ Policies & Procedures
- ☐ Public Safety Officer's Bill of Rights
- ☐ Parliamentary Procedures at a Glance
- ☐ Allegation Codes
- ☐ Findings
- ☐ Phonetic and Alpha Codes

- ☐ CPCC values to the community and the City of Long Beach
- ☐ CPCC and IA investigative processes
- ☐ What to expect during Public Session
- ☐ What to expect during Executive Session
- ☐ Annual training and Special Meetings

After completing orientation, Commissioners sign and

I acknowledge that I have completed the Citizen Police Complaint Commission orientation.

SIGN NAME DATE

City Manager Report

CITY OF
LONG BEACH

Citizen Police Complaint Commission

City Manager Report

January 2017

All peace officer personnel records, including information relating to specific deliberations of the Citizen Police Complaint Commission and findings by the City Manager, shall be kept confidential to the extent required by law. In order to comply with this requirement, certain information may have been withheld in this report.

After its December 8, 2016 Special Meeting, the Citizen Police Complaint Commission submitted recommendations to the City Manager.

The Commission's recommendations and the City Manager's findings for some allegations considered during the December 8, 2016 Meeting are:

COMMISSION	CITY MANAGER
<ul style="list-style-type: none">Not sustained – 6 allegationsReceive & File – 5 allegationsExonerated – 6 allegationsRe-Investigate – 8 allegations	<p>Not sustained –6 allegations</p> <p>Receive & File – 5 allegations</p> <p>Exonerated – 6 allegation</p> <p>Re-Investigate – 8 allegations</p>

The Commission did not submit recommendations or questions to the City Manager regarding cases it reviewed during this meeting.

Per the City Charter, the CPCC investigates allegations of police misconduct and submits its finding recommendations to the City Manager, who has the final authority on these findings. At the Commission's request, a report of the City Manager's findings has been made available to the Commission and to the public, when possible. The report includes all Commission finding recommendations, including Sustained and Other, as well as any recommendations made after discussing a case on the agenda. Because all investigations are personnel matters, information that might connect the finding with a specific accused Officer is left off the report.



City of Long Beach
411 W. Ocean Blvd.
Long Beach, CA 90802

Visit us at www.longbeach.gov

   @LongBeachCity

To request this information in an alternative format or to request a reasonable accommodation, please contact City Manager's Office at Patrick.Weithers@longbeach.gov or (562) 570-6711. A minimum of three (3) business days is requested to ensure availability. Reasonable attempts will be made to accommodate request made within less than three (3) business days.